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Amendment No. 1 to HB1692

**Armstrong
Signature of Sponsor**

AMEND Senate Bill No. 1828

House Bill No. 1692*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-4-103, is amended by deleting the section in its entirety and by substituting instead the following:

(a) The practice of cosmetology shall be under the supervision of a board known as the state board of cosmetology.

(b) The board shall consist of seven (7) members appointed by the governor. There shall be at least two (2) members from each grand division of the state.

(1) Four (4) members shall be cosmetologists, each of whom has been a licensed cosmetologist in this state for at least five (5) years. No such member shall, while serving on the board, be an instructor, owner or manager of a school, an employee in a school, or in any manner connected with a school.

(2) One (1) member shall be a person at least twenty-one (21) years of age who is not engaged in the occupation of cosmetology and shall hold a baccalaureate degree with a major in education. Such person shall participate in all activities of the board except administration of practical portions of examinations and inspection of schools.

(3) One (1) member shall be an instructor who has held a valid instructor's license, issued by the board, for at least five (5) years. Such

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member shall be entitled to participate in all activities of the board, except administration of examinations and inspection of schools.

(4) One (1) member shall be an owner of a school licensed by the board. Such member shall be entitled to participate in all activities of the board, except administration of examinations and inspection of schools.

(5) Each member shall have been a bona fide resident of this state for a period of at least five (5) years immediately preceding the date of appointment.

(6) In making appointments to the board, the governor shall strive to ensure that at least one (1) person serving on the board is sixty (60) years of age or older and that at least one (1) person serving on the board is a member of a racial minority.

SECTION 3. Tennessee Code Annotated, Section 62-4-104, is amended by deleting the section in its entirety and by substituting instead the following:

(a)

(1) The term of one (1) member of the board of cosmetology who is a licensed cosmetologist whose term ends on August 31, 2004, shall not be filled by the appointment of a successor in order to reduce the membership of the board as provided in this act.

(2) The term of the present member of the board of cosmetology who is not a licensed cosmetologist, whose term ends on August 31,

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2005, shall not be filled by the appointment of a successor in order to reduce the membership of the board as provided in this act.

(b) After the requirements of subsection (a) are satisfied, all appointments shall be made for a term of four (4) years from the expiration date of the preceding term, except that appointments made to fill vacancies shall be made for the duration of the unexpired term.

(c) Before entering upon their duties, members of the board shall take and subscribe to the oath of office provided for state officers.

(d) The governor may remove any member of the board for misconduct, incompetence, willful neglect of duty, or other just cause.

(e) Members appointed pursuant to this act shall hold over after the expiration of their term until a successor is appointed and qualified.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.